

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants – Backward Classes Welfare Department – Vigilance Cell – Sri B.Nagabhushanam formerly Executive Director, DBCSCS, Krishna District - Allegations of irregularities while working as E.D., DBCSCS, Krishna – Charges framed – Enquiry conducted – Allegations held proved partially – Imposition of the punishment of “ Stoppage of (2) Annual Grade Increments without cumulative effect –orders –issued- Regularizing the period of suspension as not duty – Orders – Issued.

BACKWARD CLASSES WELFARE (VIG.CELL.A1) DEPARTMENT

G.O.Rt.No. 58

Dated 11 - 02-2010.
Read the following :-

1. From the M.D., APBCCFC Ltd., Hyd.Lr.No.M/4110/2000, 30.11.2000
2. G.O.Rt.No.4, Backward Classes Welfare (A1) Dept., dated 4.1.2001.
3. G.O.Rt.No.212, Backward Classes Welfare (A1) Dept., dated.23.11.2001.
4. G.,O.Ms.No.35, BCW (Vig.Cell) Dept., dated 2-8-2008.
5. From the Representation of Sri B.Nagabhushanam, former DBCWO., presently working as Addl. P.S. to Hon'ble Minister for Animal Husbandry dated 22-12-2009.

ORDER :-

In the reference 1st read above, the Managing Director, A.P.Backward Classes Cooperative Finance Corporation, Ltd., Hyderabad, while enclosing the report of the District Collector, Krishna, has brought to the notice of the Government about the irregularities committed by Sri B.Nagabhushanam (the then Executive Director, District Backward Classes Service Cooperative Society Ltd., Machilipatnam) on the implementation of Adarana Programme.

2. Government have examined the report of the Managing Director,A.,P.Backward Classes Cooperative Finance Corporation Ltd., Hyderabad and issued orders placing Sri B.Nagabhushanam, formerly E.D.,DBCSCS Ltd., Machilipatnam under suspension pending enquiry under APCS (CCA) Rules, 1991 in the reference 2nd read above.

3. In the reference 3rd read above, Sri B.Nagabhushanam, formerly E.D.,DBCSCS Ltd., Nellore (under suspension) was reinstated into service and repatriated to his parent Department as District B.C.Welfare Officer.

4. In the reference 4th read above, Government have issued orders to imposing the penalty of stoppage of two annual grade increments without cumulative effect against Sri B.Nagabhushanam, former DBCWO.

5. In the reference 5th read above, Sri B.Nagabhushanam, former DBCWO., presently working as Addl. P.S. to Hon'ble Minister for Animal Husbandry has submitted his representation to Government, stating that he has not taken the increments since 2001 as the disciplinary proceedings are pending and Govt. also not issued any orders from which date implementation of punishment would be effected. He is also requested Govt. inter alia to consider his name for the promotion.

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6. Government have examined the representation of Sri B.Nagabhushanam, with reference to the rules / existing order and it is observed that the increments were not released due to non-regularization of the suspension period. Unless the period of suspension is regularized, the increments can not be released to the individual from 2001 onwards. The punishment ordered by the Government will have only prospective effect. As such, the punishment of stoppage of two annual grade increments without cumulative effect ordered in G.O.Ms.No.35, dated 2-8-2008 shall be implemented with prospective effect only. The request of the individual to implement the punishment during the period commencing from 2001 is not feasible of compliance with. Further, as per the proviso of F.R.54-B, the suspension period can not be considered as wholly unjustified as he was imposed with a penalty of stoppage of two annual grade increments without cumulative effect for the charges held proved in the inquiry. Hence, Government have decided that the period with effect from i.e., 4-1-2001 to 22-11-2001 has to be regularized as not duty for all purpose as per Cr.Memo.No.3281/A/521/FR.I/2008,dated 5-12-2008.

7. Accordingly, Government hereby order that the suspension period from 4-1-2001 to 22.11.2001 in respect of Sri B.Nagabhushananm former DBCWO., presently working as Addl. P.S. to Hon'ble Minister for Animal Husbandry be treated as not duty.

8. The Commissioner, Backward Classes Welfare, A.P., Hyderabad shall take necessary action.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.A.VIDYASAGAR
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Commissioner, Backward Classes Welfare, A.P., Hyderabad.

Copy to Sri B.Nagabhushanam, former District B.C. Welfare Officer, presently working as Addl. P.S. to Hon'ble Minister for Animal Husbandry.

Copy to SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER